

RECEIVED

SEP 17 2007

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF LOUISIANA

ROBERT H. SHAW, CLERK  
WESTERN DISTRICT OF LOUISIANA  
LAFAYETTE, LOUISIANA

LAFAYETTE DIVISION

GARO ALEXANIAN, individually and in his capacity as Executive Director of the Companion Animal Network, an unincorporated association

CIVIL ACTION NO. 07-806

VERSUS

JUDGE DOHERTY

JASON BROWN, ET AL

MAGISTRATE JUDGE METHVIN

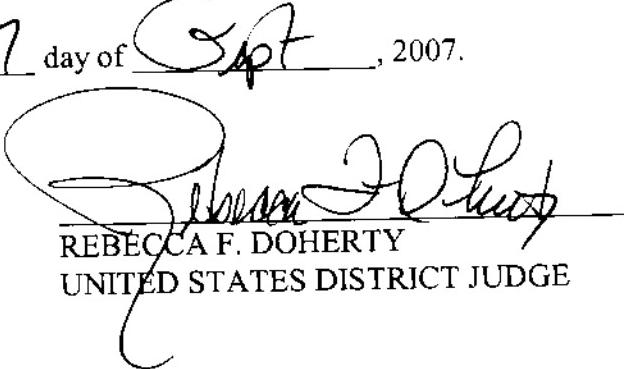
**ORDER**

The Court is in receipt of correspondence from counsel for defendants [Doc. 30] wherein counsel advises that because defendants have now filed an Answer to plaintiff's First Amended Complaint, the Motion to Dismiss Pursuant to Federal Rules of Civil Procedure Rule 12(b)(5) [Doc. 11] is now moot and asks that the motion be set aside. Following a review of the motion, the Court agrees with defense counsel. Therefore,

IT IS HEREBY ORDERED the Motion to Dismiss filed by defendant [Doc. 11] is hereby

**DENIED AS MOOT.**

THUS DONE AND SIGNED this 17 day of Sept, 2007.

  
REBECCA F. DOHERTY  
UNITED STATES DISTRICT JUDGE